

Appl. No. 09/896,039
Amendment dated October 24, 2005
Reply to Office Action mailed July 1, 2005

REMARKS/ARGUMENTS

Claims 1-4, 6-16 and 18-20 are pending in this application. Claims 1-4, 6, 9-16 and 18-20 are currently amended.

INTERVIEW

Applicants appreciate the consideration provided by the Examiner to the undersigned attorney during an telephone interview. During that interview, the Examiner pointed out that the subject matter recited at original claims 6-8, as well as corresponding claims 18-20, was substantively allowable over the references of record. The Examiner also provided helpful insights regarding the formal rejections in the Office Action.

SPECIFICATION

The places where Applicants refer to trademarks in their specification have been amended to address the Examiner's concerns.

REJECTIONS UNDER 35 USC 112, SECOND PARAGRAPH

Claims 2-12 and 14-20 are rejected under 35 USC 112, second paragraph as being indefinite. Claims 5 and 17 are canceled rendering their rejection moot. Each of claims 2-4, 6-12, 14-16, and 18-20, as amended, is now definite.

REJECTIONS UNDER 35 USC 101

Claims 1-20 are rejected under 35 USC 101 as being directed to non-statutory subject matter. Claims 5 and 17 are canceled rendering their rejection moot. Each of claims 1-4, 6-16, and 18-20, as amended, is now directed to statutory subject matter.

Appl. No. 09/896,039
Amendment dated October 24, 2005
Reply to Office Action mailed July 1, 2005

REJECTIONS UNDER 35 USC 102

Claims 1-5 and 9-17 are rejected under 35 USC 102(b) as being anticipated by Polizzi et al., U.S. Patent No. 6,643,661. Claims 5 and 17 are canceled rendering their rejection moot. Each of claims 1-4 and 9-16, as amended, is allowable over Polizzi et al., for substantially the reasons indicated by the Examiner for the allowability of claims 6-8 and 18-20, as originally filed. That is, Polizzi et al. do not disclose each and every element of any of Applicants' claims 1-4 and 9-16, as amended.

In view of the above, it is respectfully submitted that the application is now in condition for allowance. The Examiner's reconsideration and further examination are respectfully requested.


The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896. A duplicate page is enclosed.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY US LLP

Dated: October 24, 2005

By


Andrew V. Smith
Reg. No. 43,132
Attorney for Applicant

DLA PIPER RUDNICK GRAY CARY US LLP
153 Townsend Street, Suite 800
San Francisco, CA 94107
Telephone: 415-836-2522
Facsimile: 415-836-2501

Customer No.: 29585

Page 13 of 13

SF3116428.1
354277-991900

Appl. No. 09/896,039
Amendment dated October 24, 2005
Reply to Office Action mailed July 1, 2005

REJECTIONS UNDER 35 USC 102

Claims 1-5 and 9-17 are rejected under 35 USC 102(b) as being anticipated by Polizzi et al., U.S. Patent No. 6,643,661. Claims 5 and 17 are canceled rendering their rejection moot. Each of claims 1-4 and 9-16, as amended, is allowable over Polizzi et al., for substantially the reasons indicated by the Examiner for the allowability of claims 6-8 and 18-20, as originally filed. That is, Polizzi et al. do not disclose each and every element of any of Applicants' claims 1-4 and 9-16, as amended.

In view of the above, it is respectfully submitted that the application is now in condition for allowance. The Examiner's reconsideration and further examination are respectfully requested.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896. A duplicate page is enclosed.


COPY

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY US LLP

Dated: October 24, 2005

By


Andrew V. Smith
Reg. No. 43,132
Attorney for Applicant

DLA PIPER RUDNICK GRAY CARY US LLP
153 Townsend Street, Suite 800
San Francisco, CA 94107
Telephone: 415-836-2522
Facsimile: 415-836-2501

Customer No.: 29585

Page 13 of 13

SF13116428.1
354277-991900